

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 22 2002

First Named
Inventor :

Francisco M. Galanes

Appln. No.: 10/046,131

Filed : October 21, 2001

For : WEB SERVER CONTROLS FOR WEB
ENABLED RECOGNITION AND/OR
AUDIBLE PROMPTING

Docket No.: M61.12-0393

Group Art Unit:

I HEREBY CERTIFY THAT THIS PAPER IS BEING
SENT BY U.S. MAIL, FIRST CLASS, TO THE
ASSISTANT COMMISSIONER FOR PATENTS,
WASHINGTON, D.C. 20231, THIS

15 DAY OF October, 2002


PATENT ATTORNEY

DECLARATION OF STEVEN M. KOEHLER

I, Steven M. Koehler, hereby declare as follows:

1. I am licensed to practice before the U.S. Patent and Trademark Office, and I represent the Assignee of the patent application in the above-identified matter.

2. During each of the weeks of August 26, September 2, September 9, September 16 and September 23, 2002, I called Susan Warren's work number for the Assignee and left messages regarding obtaining her signature on the Declaration for completing the filing of the above-identified application. Her recorded office greeting did not indicate that she was out of the office for any period of time.

3. On or about September 30, 2002 I contacted Scott Guthrie (Ms. Warren's supervisor who is also employed by the Assignee) and was told by Mr. Guthrie that Ms. Warren was out of the office on medical leave. Mr. Guthrie confirmed her home telephone number and stated he believed she was at home.

4. During each of the weeks of September 30, October 7, 2002, I made numerous calls to Ms. Warren at her home address and left messages asking her to contact me regarding obtaining her

signature on the Declaration for completing the filing of the above-identified application.

5. On October 1, 2002, I sent via Federal Express a copy of the application, drawings and declaration all attached together to Ms. Warren. A copy of the cover letter sent with these papers is enclosed. Although Federal Express was asked to obtain a signature for delivery of the package, the signature was waived by recipient upon delivery. A copy of the Federal Express Online Tracking system is also enclosed indicating delivery.

5. On October 3, 2002, I sent via Express Mail U.S. Postal Service a copy of the application, drawings and declaration all attached together to Ms. Warren. A copy of the cover letter sent with these papers is enclosed. A copy of the Express Mail Online Tracking system is also enclosed indicating delivery.

6. Neither Ms. Warren nor anybody else contacted me regarding my telephone messages or the deliveries of the applications, drawings and declarations.

6. Ms. Warren's last known address is:

10809 W. Snoqualmie Valley Rd. NE
Carnation, WA 98014

7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

Date: 10/15/02


Steven M. Koehler

SMK:jmb